IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE SIXTEENTH DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE L.NARASIMHA REDDY

WRIT PETITION NO : 2591 of 2005

Between:

New Amrut Restaurant, & BAR (Hotel Sridevi) rep.by its Prop. Smt.Y.Koteswarai W/o.Sri Radha Krishna Reddy, Tilak Road, Hyderabad.1

..... PETITIONER

AND

The Commissioner of police, Bahseerbagh, Hyderabad.

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an order, appropriate writ, order or direction more particularly one in the nature of writ of Mandamus declaring the action of the respondent in not granting amusement licence to the petitioner for conducting music and singing as per application dt.14-12-2004 as illegal and arbitrary and consequently direct the respondent to issue necessary licence for amusement (Music & singing) to the petitioner's Bar and Restaurant and pass such other order or orders as deem fit and proper.

Counsel for the Petitioner: SMT.C.VANI REDDY

Counsel for the Respondent: GP FOR HOME

The Court at the stage of admission made the following ORDER:

The petitioner claims to have submitted an application dated 14-12-2004 to the respondent for grant of amusement licence, duly paying the challan for Rs.5,000/-. It states that no action has been taken thereon and on account of the inaction, it is facing hardship.

Heard the learned counsel for the petitioner and the learned Government Pleader for Home.

The grant of amusement licence is governed by the provisions of the Hyderabad City Police Act. The question as to whether the petitioner has fulfilled the conditions stipulated for grant of licence, cannot be decided by this Court, particularly at this stage. It is for the respondent to consider the application and take necessary steps. The application cannot be kept pending unattended to indefinitely.

Hence, the writ petition is disposed of directing the respondent to pass appropriate orders on the application of the petitioner, within a period of two weeks from the date of receipt of a copy of this order. There shall be no order as to costs.

16-02-2005

Note: Issue C.C. in three days

(B/o)

kdl

To

1. The Commissioner of police, Bahseerbagh, Hyderabad.
2. Two C.Cs. to the G.P. for Home, High Court of A.P., Hyderabad, (OUT).